IN THE UNITED STATES DISTRICT COURT WESTERN DISTRICT OF NORTH CAROLINA CHARLOTTE DIVISION CIVIL ACTION NO: 3:02 CV 449-H

JOE STANLEY BROWN,)
Plaintiff,	
v.	NOTICE OF APPEAL
HILLCREST FOODS, INC.,)
Defendant.	

Notice is hereby given that Hillcrest Foods, Inc., defendant in the above named case, hereby appeals to the United States Court of Appeals for the Fourth Circuit from the Order granting in part and denying in part Defendant's Motion for Judgment as a Matter of Law entered in this action on the 17th day of November, 2006, the amendment thereto entered the same date, and the resulting judgment therefrom.

THIS 14th day of December, 2006.

Respectfully submitted,

s/ Robert B. Meyer

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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing document was forwarded by electronic means via the Court's electronic filing system to the following persons:

S. Luke Largess 741 Kenilworth Ave., Suite 300 Park Plaza Building Charlotte, North Carolina 30071 llargess@fergusonstein.com

This 14th day of December, 2006.

s/ Robert B. Meyer
Robert B. Meyer